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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**
10

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 MATTHEW MICHAEL HANSEN,
15 Defendant.

Case No. 2:19-mj-969-DJA

**STIPULATION TO CONTINUE
BENCH TRIAL**
(Second Request)

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17 IT IS HEREBY STIPULATED AND AGREED, by and between Nicholas A.
18 Trutanich, Special United States Attorney, and Rachel Kent, Assistant United States Attorney,
19 counsel for the United States of America, and Rene L. Valladares, Federal Public Defender,
20 and Andrew Wong, Assistant Federal Public Defender, counsel for Matthew Michael Hansen,
21 that the bench trial currently scheduled on May 27, 2020 at 9:00 am, be vacated and continued
22 to a date and time convenient to the Court.

23 This Stipulation is entered into for the following reasons:

- 24 1. Defense counsel needs additional time to prepare for trial and determine if any
25 pretrial motions are necessary.
26 2. Mr. Hansen is out of custody and does not object to a continuance.

1 3. Additionally, denial of this request for continuance could result in a miscarriage
2 of justice. The additional time requested by this Stipulation is excludable in computing the time
3 within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United
4 States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code
5 § 3161(h)(7)(B)(iv).

6 This is the second request for a continuance of the bench trial.

7 DATED this 18th day of May, 2020.

8
9 RENE L. VALLADARES
10 Federal Public Defender

 NICHOLAS A. TRUTANICH
 United States Attorney

11 /s/ *Andrew Wong*
12 By _____
13 ANDREW WONG
 Assistant Federal Public Defender

 /s/ *Rachel Kent*
14 By _____
15 RACHEL KENT
16 Special Assistant United States Attorney

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 MATTHEW MICHAEL HANSEN,

7 Defendant.

Case No. 2:19-mj-969-DJA

FINDINGS OF FACT, CONCLUSIONS
OF LAW AND ORDER

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10 **FINDINGS OF FACT**

11 Based on the pending Stipulation of counsel, and good cause appearing therefore, the
12 Court finds that:

13 1. Defense counsel needs additional time to prepare for trial and determine if any
14 pretrial motions are necessary.

15 2. Mr. Hansen is out of custody and does not object to a continuance.

16 3. Additionally, denial of this request for continuance could result in a miscarriage
17 of justice. The additional time requested by this Stipulation is excludable in computing the time
18 within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United
19 States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code
20 §§ 3161(h)(7)(B) and 3161(h)(7)(B)(iv).

21 This is the second request for a continuance of the bench trial.
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CONCLUSIONS OF LAW

The ends of justice served by granting said continuance outweigh the best interest of the public and the defendant in a speedy trial, since the failure to grant said continuance would be likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for trial, taking into account the exercise of due diligence.

The continuance sought herein is excludable under the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(7)(A), when the considering the facts under Title 18, United States Code, § 316(h)(7)(B)(iv).

ORDER

IT IS THEREFORE ORDERED that the bench trial currently scheduled on Wednesday, May 27, 2020, at 9:00 a.m., be vacated and continued to August 5, 2020 at the hour of 9:00 a.m.

DATED this 18th day of May, 2020.


UNITED STATES MAGISTRATE JUDGE